



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Amnon Romm

Appl. No.: 10/616,507

Filed: July 10, 2003

For: **Disk Caching**

Confirmation No.: 1779

Art Unit: 2186

Examiner: To Be Assigned

Atty. Docket: 2193.0060002

Petition for Extension of Time Under 37 C.F.R. § 1.136(a)(1)

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

On January 9, 2004, Applicant filed a Request for Processing and Retention of Application Under 37 C.F.R. § 1.53(f) in response to a Notice to File Missing Parts mailed October 7, 2003. A copy of the Request and the PTO-stamped postcard indicating filing of same is included herewith as Exhibit A.

At the time the Request was filed, a two month extension of time was due. Although Applicant did not provide a Petition for Extension of Time with the Request, Applicant did include language in the Request authorizing the U.S. Patent and Trademark Office (USPTO) to charge any fee deficiency to our Deposit Account No. 19-0036. Consequently, the USPTO should have charged \$420.00 to our Deposit Account for a two month extension of time for a large entity.

Based on our records, the USPTO did not charge our deposit account. Accordingly, and out of an abundance of caution, we are filing this Petition to extend the period for replying to the Notice to File Missing Parts by five months (from December 7, 2004 to May 7, 2004). We are including the petition fee (37 C.F.R. § 1.17(a)) of

\$2,010.00 for a five month extension for a large entity. Fee payment is provided in our accompanying PTO-2038 Credit Card Payment Form.

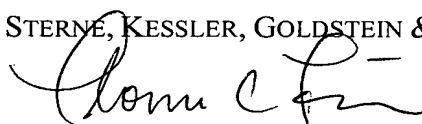
However, as noted above, it is our position that the USPTO should have charged \$420.00 to our Deposit Account for a two month extension of time at the time our Request for Processing and Retention of Application Under 37 C.F.R. § 1.53(f) was filed. Consequently, we respectfully request that the USPTO credit our Deposit Account with the amount of \$1,590.00, which is the difference between the two month extension fee of \$420.00 and the five month extension fee, provided herewith, of \$2,010.00.

If additional extensions of time under 37 C.F.R. § 1.136 other than those provided herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: April 15, 2004

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